HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 626(S/S)06:

1. Dinesh Singh S/o Sri Kripal Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Sanyasyunwala, Post Jaspur, U.S. Nagar,
2. Ravi Kumar S/o Sri Om Prakash,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Puranpur, Post Nahedi Juspur, U.S. Nagar,
3. Rajendra Kumar S/o Sri Preetam Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Bawarkhera, Post Juspur, U.S. Nagar,
4. Pankaj Kumar Yadav S/o Sri Krishan Umrari Yadav,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Misarwala, Post Juspur, U.S. Nagar,
5. Ajay Kumar S/o Sri Padam Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Hajiro Farm, Post Juspur, U.S. Nagar,
6. Pankaj Kumar S/o Sri Chandra Pal Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Devipur, Post Juspur, U.S. Nagar,
7. Pratap Singh S/o Sri Surendra Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Chandpur, Pratappur, Kashipur, U.S. Nagar,
8. Satya Pal Singh S/o Sri Ram Singh,
   Presently posted as Paravet (Pashu Rakshak),
   Centre Shivlalpur, Amar Jhanda, Kashipur, U.S. Nagar,
9. Mushir Riyaj S/o Sri Haji Ali Mohd.
   Presently posted as Paravet (Pashu Rakshak),
   Centre Dhiwarkhera, Kashipur, U.S. Nagar,
10. Yashpal Singh S/o Sri Vegraj Singh,
    Presently posted as Paravet (Pashu Rakshak),
    Centre Paiga, Kashipur, U.S. Nagar,
11. Ganesh Dutt Belwal S/o Sri Keshav Dutt Belwal,
    Presently posted as Paravet (Pashu Rakshak),
    Centre Gumta, Nyay Panchayat- Pantholi, Almora,
12. Mohan Ram S/o Sri Hari Ram,
    Presently posted as Paravet (Pashu Rakshak),
    Centre Shishwa Jaina, Ranikhet Almora,
13. Madho Singh S/o Sri Shivraj Singh,
    Presently posted as Paravet (Pashu Rakshak),
    Centre Suri, Pubhawau, district Almora. ---- Petitioners.

Vs.

1. State of Uttaranchal through the Secretary,
   Animal Husbandry Department,
   Govt. of Uttaranchal, Dehradun,

2. Director, Animal Husbandry Department,
   Uttaranchal, Dehradun,
3. Chief Veterinary Officer, Udham Singh Nagar,
4. Chief Veterinary Officer, Almora. ----Respondents.

Sri K.N. Joshi, learned counsel for the petitioners,
Learned Standing Counsel for the respondents.

Hon'ble B.S. Verma, J.

Heard Sri K.N. Joshi, learned counsel for the petitioners and learned Standing Counsel for State of Uttaranchal who has accepted notices for the respondents.

2. This writ petition has been filed by the petitioner for the following reliefs:-

i. *Issue a writ, order or direction in the nature of mandamus directing the respondents to observe the petitioners against the lying vacant posts of Live Stock Extension Officer in the Animal Husbandry Department,*

ii. *Issue a writ, order or direction in the nature of mandamus direction the respondents to decide the representation of the petitioners and observe the petitioners against the lying vacant posts of Live Stock Extension Officer in the Animal Husbandry Department,*

iii. *Issue any suitable writ, order or direction, which this Hon'ble Court may deem fit and proper in the circumstances of the case.*

iv. *Award the cost of petition.*

3. Learned counsel for the petitioners has submitted that the petitioners were selected for the post of Paravet with the respondents' establishment in different years under the DASP

project. After completion of their two years' service as Paravet, the respondents assured them that they will be observed against the lying vacant posts of Live Stock Extension Officer in the Animal Husbandry Department. The petitioners are intermediated and they fulfill the academic qualifications for appointment as Live Stock Extension Officer, for which they have done their refresher coursed, which is equivalent to their training course of Live Stock Extension Course. They are doing the work assigned as Live Stock Extension Officer, continuously. It has been submitted that most of the petitioners are going to be over-aged and there is no further chance to achieve any other service.

4. In this regard the petitioners have already made representation before the Secretary, Animal Husbandry Department State of Uttaranchal on 9th March, 2005 requesting him to observe the petitioners in the Animal Husbandry Department. When the respondent did not pay any heed towards their representation, the petitioners have again moved representation on 08.05.2005 before the Chief Minister of the State with the request to appoint/observe them in the department against the lying vacant posts of Live Stock Extension Officer and they are ready to undertake required training.

5. During the course of argument, learned counsel for the petitioners has confined his prayer that the competent authority may be directed to decide the representations of the petitioners dated 09.03.2005 & 08.05.2005, (annexed as annexure nos. 8 & 9 to the writ petition respectively), within a particular period prescribed by the Hon'ble Court.

6. The prayer is innocuous.

7. Accordingly, I direct the respondents to decide the representations of the petitioners moved by they on 09.03.2005 and 08.05.2005 (annexure nos. 8 & 9 to the writ petition) by a speaking order, within a period of four weeks from the date of production of a certified copy of this order.

8. With this direction, the writ petition is finally disposed of.

(B.S. Verma, J.)

May 6, 2006:
NCM: